

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

CRIMINAL DIVISION

COMPLAINT

DCTN: U11032876

Lockup No: 32

Case No: 2011 CRW 004220

District of Columbia ss:

2011 DEC 23 P 2:16 AM

Defendant's Name: Terry T. Johnson

(First)

(Middle)

584741

11157410

(PDID)

(CCNO)

Also Known As:

(First)

(Middle)

(Last)

Address: 37th Place, Northeast, Washington DC

Terry T. Johnson, within the District of Columbia, while armed with a firearm, purposely and with deliberate and premeditated malice, killed Andre Wiggins by shooting him with a firearm on or about October 26, 2011, thereby causing injuries from which Andre Wiggins died on or about October 26, 2011. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

Co-Defendants:

Subscribed and sworn to before me this 22 day of December, 2011

Affiant's Name

WARRANT

To The United States Marshal or any other authorized federal officer or the Chief of Police of the District of Columbia: WHEREAS the foregoing complaint and affidavit supporting the allegations thereof have been submitted, and there appearing probable cause and reasonable grounds for the issuance of an arrest warrant for Terry T. Johnson

YOU ARE THEREFORE COMMANDED TO BRING THE DEFENDANT BEFORE SAID COURT OR OTHER PERSON ENUMERATED IN 18 U.S.C. 3041 forthwith to answer said charge.

Issued

Judge - Superior Court of the District of Columbia

Title 16: ☐

Rule 105: ☐ Judge:

Sex: Male	DOB: 08/25/1989	CCN: 11157410	PDID: 584741
Papering Officer: Det. Brian Wise			Badge No.: D21513

OFFICER MUST EXECUTE RETURN

Officer's Name: <u>B. Wise</u>	Date / Time: December 22, 2011
AUSA Signature: <u>[Signature]</u>	12/22/2011 12:04 PM
	Fel. I <input checked="" type="checkbox"/> AFTC <input type="checkbox"/> Fel. II <input type="checkbox"/>

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Superior Court of the District of Columbia

CRIMINAL DIVISION

2011 CRW004220

AFFIDAVIT IN SUPPORT OF AN ARREST WARRANT

USW NO.:

DEFENDANT'S NAME: Terry Terrell Johnson				NICKNAME: Unknown		ALIASES:		CCN: 11-157-410		PDID: 584741	
SEX: M	RACE: Black	DOB: 8-25-1989	HGT: 5'10	WGT: 140	EYES: Brown	HAIR: Black	COMPL: Medium	SCARS, MARKS, TATTOOS Tattoos			
DEFENDANT'S HOME ADDRESS: 37 th Place, Northeast, Washington, DC							TELEPHONE NUMBER: Unknown				
DEFENDANT'S BUSINESS ADDRESS: Unknown							TELEPHONE NUMBER:				
COMPLAINANTS' NAME: Andre Wiggins							TELEPHONE NUMBER: None				
LOCATION OF OFFENSE: 5200 block of Clay Street, NE, Washington, DC							DATE OF OFFENSE: October 26 th , 2011		TIME OF OFFENSE: 11:48pm		

CAUTION AND MEDICAL CONDITIONS (CMC)

Select a valid CMC code below for wanted person when using the caution indicator.

- | | |
|--|---|
| <ul style="list-style-type: none"> <input checked="" type="checkbox"/> 00 = Armed and Dangerous <input checked="" type="checkbox"/> 05 = Violent Tendencies <input type="checkbox"/> 10 = Martial Arts Expert <input type="checkbox"/> 15 = Explosive Expertise <input type="checkbox"/> 20 = Known to abuse drugs <input type="checkbox"/> 25 = Escape Risk <input type="checkbox"/> 30 = Sexually Violent Predator <input type="checkbox"/> 50 = Heart Condition | <ul style="list-style-type: none"> <input type="checkbox"/> 55 = Alcoholic <input type="checkbox"/> 60 = Allergies <input type="checkbox"/> 65 = Epilepsy <input type="checkbox"/> 70 = Suicidal <input type="checkbox"/> 80 = Medication Required <input type="checkbox"/> 85 = Hemophiliac <input type="checkbox"/> 90 = Diabetic <input type="checkbox"/> 01 = Other |
|--|---|

GIVE BRIEF DESCRIPTION OF WHAT HAPPENED:

POLICE REPORT

On Wednesday, October 26th, 2011, at approximately 11:48am, members of the Metropolitan Police Department and DC FEMS were summoned to the 5200 block of Clay Street, Northeast, Washington, DC for the report of a shooting. Upon arrival to the scene, members located the decedent, Andre Wiggins, lying unconscious in front of 5219 Clay Street, NE. The decedent, who was suffering from multiple gunshot wounds to the body, was transported to Prince Georges County Hospital. Upon arrival, the decedent had no vital signs consistent with life and was pronounced dead by Doctor Dae of staff. The decedent's remains were transported to the Maryland State Medical Examiner's Office where a post-mortem examination and autopsy was performed by Doctor Kesha of staff. At the conclusion of the procedure, the cause of death was determined to be multiple gunshot wounds. The manner of death was ruled a homicide.

During the course of an investigation, members of law enforcement secured the crime scene and collected evidence related to the offense. Specifically, member's recovered five expended 9mm caliber shell casings and one live 9mm round in the street where the decedent was found shot. Additionally, members recovered a single projectile lodged in a tree in front of 5219 Clay Street, NE.

A further canvass led to the recovery of video surveillance footage that captured the offense. Specifically, the footage shows the decedent being chased eastbound in the 5200 block of Clay Street, NE by an assailant armed with a firearm. The assailant is observed discharging the firearm at the decedent causing the decedent to collapse to the ground. The assailant is observed fleeing westbound in the 5200 block of Clay Street, NE, in the direction of an alley adjacent to an apartment building located at 5200 Clay Street, NE.

A witness, hereinafter referred to as W-1, was interviewed and reported that on the day of the homicide, IT was in the vicinity of the 5200 block of Clay Street, NE when IT observed an unknown black male subject standing in the alley adjacent to the apartment building located at 5200 Clay Street, NE. W-1 reported that the unknown subject was wearing a ski mask that partially covered his face, exposing the forehead to the top of the upper-lip. W-1 noticed that the unknown subject repeatedly adjusted the bottom portion of the mask that covered the mouth. W-1 reported that IT observed the unknown male exit the alley and hide alongside a white vehicle that was parked in the block. Moments later, W-1 observed the decedent and the unknown black male approaching one another in the 5200 block of Clay Street, NE. W-1 thought the decedent and the unknown black male were going to greet one another when IT suddenly heard a gunshot. W-1 stated that IT turned away and continued to hear gunshots. W-1 stated when IT next looked IT saw the unknown black male jogging into the alley adjacent to the 5200 block of Clay Street, NE with a firearm held next to the side of his body. W-1 initially believed that the unknown male subject was the decedent Andre Wiggins because IT knew the decedent to frequent that alley and the unknown male subject had a similar hairstyle and build as the decedent. On October 17, 2011, 9-days prior to the murder, the Metropolitan Police Department listed the decedent as 5'9 and 140 lbs. Additionally, on October 17, 2011, the decedent had long

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dreadlocks. According to law enforcement records, the defendant is 5'10, 140 lbs, and has long dreadlocks.

A second witness, hereinafter referred to as W-2, was interviewed and provided the following facts and circumstances. W-2 reported that on the morning of the homicide, decedent Andre Wiggins received a phone call. Following the call, the decedent hung up and told W-2 that Subject #1 accused him of following W-3 and warned him about being on specific streets in the neighborhood.

Following the conversation, W-2 reported that the decedent walked eastbound in the 5200 block of Clay Street, NE. Sometime thereafter, W-2 reported that IT heard the sound of gunshots. W-2 looked into the 5200 block of Clay Street, NE. Upon doing so, W-2 stated that IT observed a black male exit a vehicle and run into the alley adjacent to the apartment building located at 5200 Clay Street, NE. According to W-2, IT was only able to observe a side profile of the black male as he ran into the alley. Subsequently, W-2 learned that the decedent had been shot and killed. W-2 identified the individual who ran into the alley as a person IT knows as Terry Johnson.

W-2 was shown a nine-picture photo array that contained a photograph of defendant Terry Johnson (PDID#584741) and eight additional individuals. Upon viewing the array, W-2 identified defendant Terry Johnson (PDID#584741) as the individual that IT observed running into the alley following the sounds of gunshots. W-2 has known defendant Terry Johnson for over a year.

Another witness, hereinafter W-3, was interviewed. W-3 reported that IT knew that the decedent and the defendant Terry Johnson had an ongoing feud with one another. W-3 stated that on the morning of the homicide (October 26th, 2011), the decedent was in a silver SUV as he followed W-3 and Terry Johnson's minor child who were walking in the area of the 5200 block of Clay Street, NE, Washington, DC en route to their destination. W-3 feared for ITS safety and the safety of Terry Johnson's minor child and reported this incident to Subject #1 and Subject #2. Subject #1 is identified as being a relative of defendant Terry Johnson. Subject #2 is identified as being a close associate of defendant Terry Johnson. W-3 informed Subject #1 and Subject #2 that IT and the defendant's minor child were followed by the decedent and that IT now feared for ITS safety.

After reporting the incident to Subject #1 and Subject #2, defendant Terry Johnson called W-3 and inquired about the incident. W-3 told defendant Terry Johnson that the decedent followed W-3 and Terry Johnson's minor child. Later that morning, W-3 again spoke with defendant Terry Johnson. Defendant Terry Johnson told W-3, "Don't go to the house. Get the kids and stay away from the house for a minute. I don't want you in nothing." The investigation has revealed that W-3's residence was within the area of the murder. Later that afternoon, W-3 and Subject #1 went to the area of the 5200 block of Clay Street, NE and saw a heavy police presence and learned that the decedent had been killed. Subject #1 contacted the defendant and inquired what was going on, or words to that effect. In response, Terry Johnson stated, I did that. Just tell my kid's mothers to get their stuff and leave, or words to that effect.

W-3 was shown a nine-picture photo array that contained a photograph of defendant Terry Johnson (PDID#584741) and eight additional individuals. Upon viewing the array, W-3 identified defendant Terry Johnson (PDID#584741) as the individual that IT heard admit to killing the decedent. W-3 has known defendant Terry Johnson for over a year.

Based on the aforementioned facts and circumstances, the affiant submits that probable cause exist to believe that the defendant, Terry Johnson, participated in the homicide of decedent Andre Wiggins. The affiant respectfully requests the issuance of a DC Superior Court arrest warrant for the arrest of defendant Terry Johnson. All events occurred in Washington, DC.

AFFIANT'S SIGNATURE:

x B. W. Wain

TO: WARRANT CLERK

PLEASE ISSUE A WARRANT FOR:

Terry Johnson

Charge With: 1st Degree Murder w/Armed

SUBSCRIBED AND SWORN BEFORE ME THIS

22nd DAY OF December 20 11

Michael A. Wain 12/22/11
ASSISTANT UNITED STATES ATTORNEY

NCIC Approved

Form CD(17)-1050

Robert Ray Kys
(JUDGE) DEPUTY CLERK SUPERIOR COURT OF THE
DISTRICT OF COLUMBIA

Revision Date: 11-29-06

Judge DC Superior
Court